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*Counsel for the Debtor  
and Debtor in Possession*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

*In re:*

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,<sup>1</sup>

: Case No. 20-12345 (MG)

Debtor.

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,

Plaintiff,

v.

: Adv. Pro. No. 20-01226

ARK320 DOE, *et al.*,<sup>2</sup>

Defendants.

**NOTICE OF MOTION**

**FOR PRELIMINARY INJUNCTION**

**UNDER SECTIONS 362 AND 105(a) OF THE BANKRUPTCY CODE**

<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is P.O. Box 9023, Rockville Centre, NY 11571-9023.

<sup>2</sup> A full list of the Defendants in this adversary proceeding is included in Exhibit A to the Verified Complaint for Declaratory and Injunctive Relief [Adv. Pro. Docket No. 1].

**PLEASE TAKE NOTICE** that Plaintiff The Roman Catholic Diocese of Rockville Centre, New York (the “Debtor” or “DRVC”), upon the accompanying (i) memorandum of law, dated July 21, 2022; and (ii) the Declaration of Eric P. Stephens, dated July 21, 2022, the Declaration of Charles Moore, dated July 21, 2022, and the Declaration of Kenneth F. Porter, dated July 21, 2022, and the exhibits annexed thereto, hereby moves this Court under 11 U.S.C. §§ 362 and 105(a), and Rule 7065 of the Federal Rules of Bankruptcy Procedure, for an Order, substantially in the form attached hereto as **Exhibit A**, enjoining the prosecution of the claims identified in Exhibit A to the Debtor’s memorandum of law.

**PLEASE TAKE FURTHER NOTICE** that:

- 1) Objections or oppositions, if any, to the relief sought by the Debtor be in writing and filed with the Court and served no later than July 28, 2022 at 4:00 p.m. (Eastern Time) (the “Objection Deadline”);
- 2) A reply, if any, to objections timely filed must be in writing and filed with the Court and served no later than August 1, 2022 at 4:00 p.m. (Eastern Time) (the “Reply Deadline”).

**PLEASE TAKE FURTHER NOTICE** that a hearing on the motion (the “Hearing”) by the Debtor has been proposed to be held before the Honorable Martin Glenn, Chief United States Bankruptcy Judge for the Southern District of New York, in the United States Bankruptcy Court for the Southern District of New York (the “Court”) on August 4, 2022, at 10:00 a.m. (Eastern Time) or as soon thereafter as counsel may be heard (the “Hearing”). The Hearing will be a hybrid **Zoom/live** hearing, with some participants appearing by Zoom for Government and others appearing in the U.S. Bankruptcy Court for the Southern District of New York, located at One Bowling Green, New York, NY, in Courtroom 523.

**PLEASE TAKE FURTHER NOTICE** that parties wishing to appear at the Hearing via Zoom for Government, whether making a “live” or “listen only” appearance before the Court, must make an electronic appearance through the Court’s website at <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl> on or before August 3, 2022, at 4:00 p.m. (prevailing Eastern Time). After the deadline for parties to make electronic appearances has passed, parties who have made their electronic appearance through the Court’s website will receive an invitation from the Court with a Zoom link that will allow them to attend the Hearing. Requests to receive a Zoom link should not be emailed to the Court, and the Court will not respond to late requests that are submitted on the day of the hearing. Further information on the use of Zoom for Government can be found at the Court’s website at <https://www.nysb.uscourts.gov/zoom-video-hearing-guide>.

**PLEASE TAKE FURTHER NOTICE** that some parties will be attending the Hearing in person. All persons who enter the courthouse must be fully vaccinated, must present proof of vaccination status to court personnel, and must comply with General Order M-587, available at <https://www.nysb.uscourts.gov/sites/default/files/m587.pdf>. Because courtroom capacity is limited, any person who wishes to appear in person must contact the Courtroom Deputy, Deanna Anderson, at [mg.chambers@nysb.uscourts.gov](mailto:mg.chambers@nysb.uscourts.gov) by August 1, 2021, at 1:00 p.m. (prevailing Eastern Time) to request and coordinate an in-person appearance.

**PLEASE TAKE FURTHER NOTICE** that the Hearing may be adjourned from time to time without further notice other than the filing of a notice on the Court’s electronic docket for this case or the announcement of such adjournment in open court.

*[Remainder of Page Intentionally Left Blank]*

Dated: July 21, 2022  
New York, New York

Respectfully submitted,

/s/ Corinne Ball  
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Todd Geremia  
Benjamin Rosenblum  
Andrew Butler  
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-and-

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*Proposed Counsel for the Debtor and  
Debtor in Possession*

**EXHIBIT A**

**Proposed Order**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (MG)
ROCKVILLE CENTRE, NEW YORK,	:	
Debtor.	:	
THE ROMAN CATHOLIC DIOCESE OF	:	
ROCKVILLE CENTRE, NEW YORK,	:	
Plaintiff,	:	
v.	:	Adv. Pro. No. 20-01226 (MG)
ARK320 DOE, <i>et al.</i> , <sup>1</sup>	:	
Defendants.	:	

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**ORDER GRANTING THE DEBTOR'S  
MOTION FOR A PRELIMINARY INJUNCTION**

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Upon consideration of the motion for an order (this “Order”) and the accompanying memorandum of law, dated July 21, 2022 (the “Memorandum of Law”)<sup>2</sup> of the Debtor, as above-captioned Plaintiff (the “Plaintiff”) in the adversary proceeding commenced by the Verified Complaint for Injunctive Relief (the “Complaint”), and as debtor and debtor in possession in the above-captioned chapter 11 case, for entry of an order extending the stay to enjoin the prosecution of the State Court Actions under sections 105 and 362 of title 11 of the United States

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<sup>1</sup> A full list of the Defendants in this adversary proceeding is included in Exhibit A to the Verified Complaint for Declaratory and Injunctive Relief [Adv. Pro. Docket No. 1].

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Memorandum of Law.

Code (the “Bankruptcy Code”) and Rule 7065 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”); the Court having reviewed and considered the Complaint, the Motion, the briefs, declarations and other documents filed in support of the Motion, all other evidence and argument submitted by the Plaintiff in support thereof, and all objections and replies thereto; and due and proper notice of the Motion having been given, and no other or further notice being necessary or required; and the Court having held a hearing; and after due deliberation and sufficient cause appearing therefore; the Court finds and concludes as follows:

A. The Plaintiff in this adversary proceeding is debtor The Roman Catholic Diocese of Rockville Centre, New York. The Defendants in this adversary proceeding are those parties listed in Exhibit A to the Complaint. The Defendants are all plaintiffs in lawsuits that seek to hold the Debtor or the DRVC Related Parties liable in actions that include claims and/or causes of action arising out of the plaintiffs’ involvement or connection with the Debtor.

B. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012. This is a core proceeding under 28 U.S.C. § 157(b)(2). The Debtor has confirmed its consent to the entry of a final order or judgment by the Court if it is determined that the Court, absent consent of the parties, cannot enter final order or judgments consistent with Article III of the United States Constitution. Venue in this district is proper under 28 U.S.C. §§ 1408 and 1409.

C. The legal and factual bases set forth in the Complaint, the Memorandum of Law, and declarations in support thereof, other supporting papers, and at the hearing establish just cause for the relief granted herein.

Based on these findings, **IT IS HEREBY ORDERED THAT:**

1. The relief requested by the Debtor is GRANTED as set forth herein.
2. Continued prosecution of the State Court Actions reflected in Exhibit B is hereby enjoined until December 8, 2022 (such period, as may be extended by order of this Court, the “Stay Period”). Any applicable deadline for any action to be taken in any State Court Action is hereby tolled for the duration of the Stay Period.
3. The Debtor is authorized to take all actions necessary or appropriate to carry out this Order.
4. Nothing in this Order shall prevent the Debtor from seeking a further extension of the requested preliminary injunction (i) beyond the Stay Period, or (ii) to newly filed actions against the DRVC Related Parties after the date of this Order.
5. Nothing in this Order shall affect, modify, or abrogate the automatic stay as to the Debtor under 11 U.S.C. § 362.
6. This Order shall be promptly filed in the clerk’s office and entered into the record.
7. This Court shall retain exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

Dated: \_\_\_\_\_, 2022  
New York, NY

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THE HONORABLE MARTIN GLENN  
UNITED STATES BANKRUPTCY JUDGE

**EXHIBIT B**

**(List of State Court Actions)**

**List of State Court Actions**

	<b>Plaintiff(s)</b>	<b>Index No.</b>
1.	NAME ON FILE	506103/2020
2.	NAME ON FILE	506559/2020
3.	NAME ON FILE	512125/2020
4.	NAME ON FILE	512319/2020
5.	NAME ON FILE	512833/2020
6.	NAME ON FILE	513632/2020
7.	NAME ON FILE	513885/2020
8.	NAME ON FILE	515746/2020
9.	NAME ON FILE	452564/2020
10.	NAME ON FILE	517533/2020
11.	NAME ON FILE	518025/2020
12.	NAME ON FILE	518289/2020
13.	NAME ON FILE	518726/2019
14.	NAME ON FILE	519191/2019
15.	NAME ON FILE	519862/2019
16.	NAME ON FILE	522308/2019
17.	NAME ON FILE	524748/2019
18.	NAME ON FILE	526614/2019
19.	NAME ON FILE	527922/2019
20.	NAME ON FILE	600873/2020
21.	NAME ON FILE	605941/2020
22.	NAME ON FILE	606396/2020
23.	NAME ON FILE	606672/2020
24.	NAME ON FILE	606674/2020
25.	NAME ON FILE	607467/2020
26.	NAME ON FILE	607768/2020
27.	NAME ON FILE	608381/2020
28.	NAME ON FILE	609115/2020
29.	NAME ON FILE	610600/2020
30.	NAME ON FILE	611155/2019
31.	NAME ON FILE	615903/2019
32.	NAME ON FILE	617355/2019
33.	NAME ON FILE	618528/2019
34.	NAME ON FILE	618542/2019
35.	NAME ON FILE	619881/2019
36.	NAME ON FILE	620497/2019
37.	NAME ON FILE	621553/2019
38.	NAME ON FILE	624824/2019
39.	NAME ON FILE	900001/2019
40.	NAME ON FILE	900002/2019
41.	NAME ON FILE	900002/2020
42.	NAME ON FILE	900003/2019

	<b>Plaintiff(s)</b>	<b>Index No.</b>
43.	NAME ON FILE	900003/2020
44.	NAME ON FILE	900004/2019
45.	NAME ON FILE	900004/2020
46.	NAME ON FILE	900043/2020
47.	NAME ON FILE	900005/2019
48.	NAME ON FILE	900006/2019
49.	NAME ON FILE	900006/2020
50.	NAME ON FILE	900007/2019
51.	NAME ON FILE	900008/2019
52.	NAME ON FILE	900008/2020
53.	NAME ON FILE	900010/2019
54.	NAME ON FILE	900010/2020
55.	NAME ON FILE	900011/2019
56.	NAME ON FILE	900011/2020
57.	NAME ON FILE	900012/2019
58.	NAME ON FILE	900012/2020
59.	NAME ON FILE	900013/2019
60.	NAME ON FILE	900013/2020
61.	NAME ON FILE	900014/2019
62.	NAME ON FILE	900014/2020
63.	NAME ON FILE	900015/2019
64.	NAME ON FILE	900015/2020
65.	NAME ON FILE	900016/2019
66.	NAME ON FILE	900017/2019
67.	NAME ON FILE	900017/2020
68.	NAME ON FILE	900018/2020
69.	NAME ON FILE	900019/2019
70.	NAME ON FILE	900020/2019
71.	NAME ON FILE	900021/2019
72.	NAME ON FILE	900022/2019
73.	NAME ON FILE	900022/2020
74.	NAME ON FILE	900024/2019
75.	NAME ON FILE	900025/2019
76.	NAME ON FILE	900027/2019
77.	NAME ON FILE	900028/2019
78.	NAME ON FILE	900029/2019
79.	NAME ON FILE	900029/2020
80.	NAME ON FILE	900030/2020
81.	NAME ON FILE	900031/2019
82.	NAME ON FILE	900031/2020
83.	NAME ON FILE	900032/2019
84.	NAME ON FILE	900032/2020
85.	NAME ON FILE	900033/2020

	<b>Plaintiff(s)</b>	<b>Index No.</b>
86.	NAME ON FILE	900035/2019
87.	NAME ON FILE	900036/2019
88.	NAME ON FILE	900036/2020
89.	NAME ON FILE	900037/2019
90.	NAME ON FILE	900039/2019
91.	NAME ON FILE	900040/2019
92.	NAME ON FILE	900041/2019
93.	NAME ON FILE	900041/2020
94.	NAME ON FILE	900042/2019
95.	NAME ON FILE	900044/2020
96.	NAME ON FILE	900045/2019
97.	NAME ON FILE	900045/2020
98.	NAME ON FILE	900046/2019
99.	NAME ON FILE	900046/2020
100.	NAME ON FILE	900047/2020
101.	NAME ON FILE	900048/2019
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116.	NAME ON FILE	900057/2020
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118.	NAME ON FILE	900059/2020
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120.	NAME ON FILE	900061/2020
121.	NAME ON FILE	900062/2020
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123.	NAME ON FILE	900064/2019
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125.	NAME ON FILE	900065/2020
126.	NAME ON FILE	900066/2020
127.	NAME ON FILE	900067/2020
128.	NAME ON FILE	900068/2019

	<b>Plaintiff(s)</b>	<b>Index No.</b>
129.	NAME ON FILE	900068/2020
130.	NAME ON FILE	900069/2019
131.	NAME ON FILE	900069/2020
132.	NAME ON FILE	900070/2019
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139.	NAME ON FILE	900073/2020
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153.	NAME ON FILE	900095/2020
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155.	NAME ON FILE	900101/2020
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161.	NAME ON FILE	900110/2020
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168.	NAME ON FILE	900118/2020
169.	NAME ON FILE	900119/2020
170.	NAME ON FILE	900120/2020
171.	NAME ON FILE	900121/2020

	<b>Plaintiff(s)</b>	<b>Index No.</b>
172.	NAME ON FILE	900122/2020
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174.	NAME ON FILE	900125/2020
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177.	NAME ON FILE	900128/2020
178.	NAME ON FILE	900129/2020
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199.	NAME ON FILE	900172/2020
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201.	NAME ON FILE	900174/2020
202.	NAME ON FILE	950002/2019
203.	NAME ON FILE	950167/2019
204.	NAME ON FILE	950169/2019
205.	NAME ON FILE	950229/2020
206.	NAME ON FILE	950245/2020
207.	NAME ON FILE	950535/2020
208.	NAME ON FILE	950642/2020
209.	NAME ON FILE	950685/2020
210.	NAME ON FILE	614160/2020
211.	NAME ON FILE	900001/2021
212.	NAME ON FILE	RESERVED
213.	NAME ON FILE	900006/2021
214.	NAME ON FILE	900007/2021

	<b>Plaintiff(s)</b>	<b>Index No.</b>
215.	NAME ON FILE	900008/2021
216.	NAME ON FILE	900030/2019
217.	NAME ON FILE	618005/2020
218.	NAME ON FILE	603159/2021
219.	NAME ON FILE	600406/2015
220.	NAME ON FILE	613879/2018
221.	NAME ON FILE	613853/2017
222.	NAME ON FILE	515579/2020
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225.	NAME ON FILE	609397/2019
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243.	NAME ON FILE	900057/2021
244.	NAME ON FILE	508122/2021
245.	NAME ON FILE	RESERVED
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257.	NAME ON FILE	900035/2021

	<b>Plaintiff(s)</b>	<b>Index No.</b>
258.	NAME ON FILE	611047/2021
259.	NAME ON FILE	610249/2021
260.	NAME ON FILE	610244/2021
261.	NAME ON FILE	610938/2021
262.	NAME ON FILE	610245/2021
263.	NAME ON FILE	610849/2021
264.	NAME ON FILE	610237/2021
265.	NAME ON FILE	610228/2021
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291.	NAME ON FILE	400094/2021
292.	NAME ON FILE	900102/2021
293.	NAME ON FILE	900105/2021
294.	NAME ON FILE	612520/2021
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296.	NAME ON FILE	613013/2021
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299.	NAME ON FILE	900110/2021
300.	NAME ON FILE	613020/2021

	<b>Plaintiff(s)</b>	<b>Index No.</b>
301.	NAME ON FILE	900113/2021
302.	NAME ON FILE	613213/2021
303.	NAME ON FILE	900121/2021
304.	NAME ON FILE	613430/2021
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314.	NAME ON FILE	900133/2021
315.	NAME ON FILE	900132/2021
316.	NAME ON FILE	900134/2021
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332.	NAME ON FILE	900103/2021
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339.	NAME ON FILE	614401/2021
340.	NAME ON FILE	614402/2021
341.	NAME ON FILE	900166/2021
342.	NAME ON FILE	900168/2021
343.	NAME ON FILE	613957/2021

	<b>Plaintiff(s)</b>	<b>Index No.</b>
344.	NAME ON FILE	518563/2021
345.	NAME ON FILE	614403/2021
346.	NAME ON FILE	614404/2021
347.	NAME ON FILE	614405/2021
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349.	NAME ON FILE	900169/2021
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361.	NAME ON FILE	400195/2021
362.	NAME ON FILE	900181/2021
363.	NAME ON FILE	900179/2021
364.	NAME ON FILE	900182/2021
365.	NAME ON FILE	518595/2021
366.	NAME ON FILE	519459/2021
367.	NAME ON FILE	614442/2021
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370.	NAME ON FILE	614751/2021
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372.	NAME ON FILE	614919/2021
373.	NAME ON FILE	614922/2021
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379.	NAME ON FILE	900213/2021
380.	NAME ON FILE	900217/2021
381.	NAME ON FILE	900222/2021
382.	NAME ON FILE	900192/2021
383.	NAME ON FILE	614526/2021
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385.	NAME ON FILE	900184/2021
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391.	NAME ON FILE	614752/2021
392.	NAME ON FILE	900212/2021
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395.	NAME ON FILE	614911/2021
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398.	NAME ON FILE	900229/2021
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400.	NAME ON FILE	900232/2021
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404.	NAME ON FILE	900112/2021
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